

SEP 30 2003

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

CATHY A. CATTERSON
U.S. COURT OF APPEALS

JAMES W. FOWLER COMPANY,

Plaintiff - Appellant,

v.

NORCHEM, INC.,

Defendant - Appellee.

No. 02-35240

D.C. No. CV-01-01424-HU
(AJB)

ORDER*

Appeal from the United States District Court
for the District of Oregon
Anna J. Brown, District Judge, Presiding

Argued and Submitted September 12, 2003
Portland, Oregon

Before: ALDISERT, LEAVY, and GOULD, Circuit Judges.

The judgment of the district court is **AFFIRMED** for the reasons set forth in the findings and recommendations of Magistrate Judge Hubel, as adopted by the district court on February 19, 2002. The several issues raised by appellant on appeal were fully reviewed by the Magistrate Judge. The district court did not err.

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as may be provided by Ninth Circuit Rule 36-3.

AFFIRMED.